IN THE UNITED STATES PATENT-AND TRADEMARK OFFICE

Examiner: R. Booth

Art Unit: 2812

In re PATENT application of

Shunpei YAMAZAKI et al.

Serial No. 09/255,777

Filed: February 23, 1999

For: SEMICONDUCTOR DEVICE AND

METHOD FOR FORMING THE SAME

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Sir:

In accordance with the provisions of 37 C.F.R. 1.56 and 37 C.F.R. 1.97-1.99, it is requested that the reference listed on the attached Form PTO-1449 be made of record in the above-identified application.

The reference listed on the attached Form PTO-1449 was cited in the corresponding Japanese Patent Application of the subject application on November 27, 2001. A copy of this reference is submitted herewith in accordance with 37 C.F.R. 1.98(a).

In accordance with 37 C.F.R. § 1.97(e), it is certified that either (1) each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement, or (2) no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application and no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this information disclosure statement.

The Commissioner is hereby authorized to charge fees under 37 C.F.R. §§1.16, 1.17, 1.20(a), 1.20(b), 1.20(c), and 1.20(d) (except the Issue Fee) which may be required now or hereafter, or credit any overpayment to Deposit Account No. 19-2380 (740756-1936).

Respectfully submitted,

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erwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/255,777 TRANSMITTAL Filing Date February 23, 1999 **FORM** First Named Inventor Shunpei YAMAZAKI et al. (to be used for all correspondence after initial filing) Group Art Unit 2812 **Examiner Name** R. Booth Total Number of Pages in This Submission Attorney Docket Number 740756-1936 ENCLOSURES (check all that apply) After Allowance Communication to Group Fee Transmittal Form Assignment Papers (for an Application) Other Fee Attached Drawing(s) Amendment / Reply Declaration and Power of Attorney After Final Licensing-related Papers Petition Affidavits/declaration(s) Petition to Convert to a Provisional Extension of Time Request Application Express Abandonment Request Power of Attorney, Revocation Change of Correspondence Address Information Disclosure Statement Terminal Disclaimer Certified Copy of Priority Request for Refund Document(s) CD, Number of CD(s) Response to Missing Parts/ Remarks Incomplete Application The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the Response to Missing Parts above identified docket number. under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Jeffrey L. Costellia, Reg. No.: 35,483 Nixon Peabody LLP Individual name 8180 Greensboro Drive Suite 800 McLean / Signature Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an

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